

**NOTICE OF PROPOSED RULEMAKING**

**TITLE 7. EDUCATION**

**CHAPTER 2. STATE BOARD OF EDUCATION**

**ARTICLE 6. CERTIFICATION**

**PREAMBLE**

1.     **Sections Affected**                                 **Rulemaking Action**  
  
          R7-2-606   Amend
2.     **The specific authority for rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**  
  
          Authorizing Statute:   A.R.S. §15-203(A)  
  
          Implementing Statutes:   A.R.S. §15-203(A) (14) and (A) (17)
3.     **A list of all previous notices appearing in the Register addressing the proposed rule:**
4.     **The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**  
  
          Name:                                 Vince Yanez  
  
   Executive Director, State Board of Education  
  
          Address:                                 1535 West Jefferson, Room 418  
  
   Phoenix, AZ 85007  
  
          Telephone:                                 (602) 542-5057  
  
          Fax:   (602) 542-3046  
  
          E-mail:   [vyanez@ade.az.gov](mailto:vyanez@ade.az.gov)

5. **An explanation of the rule, including the agency's reasons for initiating the rule:**

The State Board of Education is seeking to adopt a performance assessment for teacher certification. This assessment would ensure that continuing teachers have demonstrated proficiency with the Arizona teaching standards.

6. **A reference to any study relevant to the rule that the agency reviewed and either proposes to rely on in its evaluation of or justification for the rule or proposes not to rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**

Not applicable.

7. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**

The proposed rules will not diminish any previous grant of authority of a political subdivision of this state.

8. **The preliminary summary of the economic, small business, and consumer impact:**

The Department of Education may be subject to additional costs in order to develop and implement the performance assessment. Neither the State Board of Education or any school district or other political subdivision will be subject to additional costs by these rules. There will be no effect on small business or on state revenues, and there is not a less-intrusive method for accomplishing the goals achieved by these rules.

There will be an expected economic and consumer impact as fees will be assessed to applicants for the administration and evaluation of the performance

assessment.

9. **The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:**

Name: Vince Yanez  
Executive Director, State Board of Education  
Address: 1535 West Jefferson, Room 418  
Phoenix, AZ 85007  
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Fax: (602) 542-3046  
E-mail: [vyanez@ade.az.gov](mailto:vyanez@ade.az.gov)

10. **The time, place, and nature of the proceedings for the adoption, amendment, or repeal of the rule, or, if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:**

An oral proceeding on the proposed rulemaking is scheduled as follows:

Date: August 8, 2005  
Time: 1:00 PM  
Location: State Board of Education  
1535 West Jefferson, Room 417  
Phoenix, Arizona 85007

11. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class or rules:**

Not applicable.

12. **Incorporations by reference and their location in the rules:**

None.

13. **The full text of the rules follows:**

**Title 7. Education**

**Chapter 2. State Board of Education**

**Article 6. Certification**

**R7-2-606. Proficiency Assessments**

A. No change

B. No change

C. No change

D. The performance assessment portion of the Arizona Teacher Proficiency Assessment shall assess proficiency as described in R7-2-602(B), R7-2-602(C), R7-2-602(D), R7-2-602(E), R7-2-602(F) and R7-2-602(G) ~~as a requirement for certification of elementary secondary and special education teachers. In lieu of a passing score on the performance portion of the Arizona Teacher Proficiency Assessment, teacher who holds a provisional teaching certificate may convert such certificate within two months prior to its expiration to a standard elementary, secondary, or special education teaching certificate pursuant to R7-2-606(H) until the Board adopts the performances assessment portion of the Arizona Teacher Proficiency Assessment, or make a decision that performance assessment will no longer be required as part of the Arizona Teacher Proficiency Assessment no later than June 30, 2005.~~ as a requirement for conversion of a provisional elementary or secondary certificate to a standard elementary or secondary certificate. The performance

assessment portion of the Arizona Teacher Proficiency Assessment shall assess proficiency as described in R7-2-602(B), R7-2-602(C), R7-2-602(D), R7-2-602(E), R7-2-602(F), R7-2-602(G) and R7-2-602(J) as a requirement for conversion of a provisional special education certificate to a standard special education certificate.

E. If a performance assessment is not available for the content area for which a teacher is seeking certification, a teacher who holds a provisional certificate may convert such certificate within two months prior to its expiration to a standard elementary, secondary, or special education teaching certificate pursuant to R7-2-606~~(H)~~ (I) until such time as a performance assessment is available for that content area.

~~E~~ F. The Arizona Administrator Proficiency Assessment shall assess professional knowledge as described in R7-2-603 as a requirement for certification of administrators, supervisors, principals, and superintendents.

~~F~~ G. The passing score for each assessment shall be determined by the Board using the results of validity and reliability studies. The passing score for each assessment shall be reviewed by the Board at least every three years.

~~G~~ H. The proficiency assessments for professional knowledge and subject knowledge shall be administered at least six times each calendar year, at times and places determined by the Department.

~~H~~ I. The provisional elementary, secondary, or special education certificate allows the beginning teacher up to four semesters or two school years of teaching experience before completing the performance assessment portion of the Arizona Teacher Proficiency Assessment.

1. ~~If the Board has adopted the performance assessment portion of the Arizona Teacher Proficiency Assessment~~ a performance assessment is available for the content area for which a teacher is seeking certification but the teacher does not have full-time teaching experience for four semesters or two school years, the certificate shall, upon the written request of the holder, be extended once for the equivalent of the time the teacher was not employed during the provisional certification period.
2. ~~If the Board has adopted the performance assessment portion of the Arizona Teacher Proficiency Assessment~~ a performance assessment is available for the content area for which a teacher is seeking certification and the teacher has been employed for four semesters or two school years and has taken but not passed the performance assessment, the certificate shall be extended once, for one year, upon the written request of the holder.
3. If the teacher has been employed full-time for four semesters or two school years in a private school, public school, charter school, or parochial school in the United States or any Department of Defense dependent school or in a closely related education field and ~~the Board has not yet adopted the performance portion of the Arizona Teacher Proficiency Assessment~~ a performance assessment is not available for the content area for which a teacher is seeking certification, the provisional certificate shall be converted within two months prior to its expiration to a standard teaching certificate upon verification by the teacher to the Department that he or she has had four semesters or two school years of teaching

experience or experience in a closely related education field. "Closely related education field" means employment involving the presentation of instruction to K-12 students whether self-employed or employed by a private, parochial, public, or charter school.

4. If the teacher has not been employed full-time for four semesters or two school years in a private school, public school, charter school, or parochial school in the United States or any Department of Defense dependent school or in a closely related education field, and ~~the Board has not yet adopted the performance assessment portion of the Arizona Teacher Proficiency Assessment~~ a performance assessment is not available for the content area for which a teacher is seeking certification, the provisional certificate shall be extended once for two years, upon written request of the holder to the Department. "Closely related education field" means employment involving the presentation of instruction to K-12 students whether self-employed or employed by a private, parochial, public, or charter school.
5. If the performance assessment becomes available for the content area for which a teacher is seeking certification prior to the expiration of a teacher's provisional certificate, the provisional certificate shall be extended once for two years, upon written request of the holder to the Department, to allow the teacher additional time in which to take the performance portion of the assessment.

- ~~I.~~ J. If the provisionally certified teacher has taken but not passed the performance assessment by the expiration date on the extended certificate pursuant to subsection ~~(H)~~ (I)(1) or ~~(H)~~ (I)(2) of this Section, the individual may reapply for a provisional certificate after one year, upon verification of the following:
1. Efforts to remediate deficiencies identified in the performance assessment;
  2. Passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment; and
  3. Completion of the requirements for the provisional certificate which are in effect at the time of reapplication.